



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10

1200 Sixth Avenue, Suite 900
Seattle, Washington 98101-3140

NOV 20 2014

OFFICE OF
COMPLIANCE AND ENFORCEMENT

Reply To: OCE-133

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

NOTICE OF VIOLATION

JoDe L. Goudy
Chairman
Yakama Nation
Main Agency Offices
401 Fort Road
Toppenish, Washington 98948

Re: June 11, 2014, NPDES Compliance Inspection
NPDES Permit No. WA0026743

Dear Chairman Goudy:

On June 11, 2014, the U.S. Environmental Protection Agency (EPA) inspected the Yakama Nation Legends Casino Wastewater Treatment Plant (WWTP) located in Toppenish, Washington, to determine its compliance with the Clean Water Act (CWA) and the WWTP's National Pollutant Discharge Elimination System (NPDES) permit, Permit No. WA0026743 (the Permit). I would like to express our appreciation for the Yakama Nation's staff time and cooperation during the inspection.

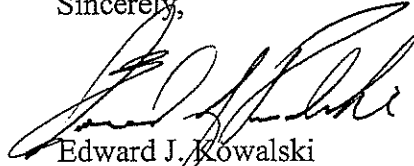
A review of the inspection report revealed the following concern:

Part I.B. of the Permit establishes the effluent limits as well as monitoring frequency and sample type required for the WWTP. In addition, Part IV.E. of the Permit requires the Facility to operate and maintain all systems used to achieve compliance with the Permit. At the time of the inspection it was noted that the influent composite sampler used to conduct monitoring had been broken for one and a half weeks. According to Table 2 of Section I.B. in the Permit, several parameters are required to be monitored with a 24 hour composite sample. Based on a phone conversation on September 15, it was noted that the influent composite sampler had been recently repaired. While we appreciate that this matter has been addressed, the time period during which the influent composite sampler was out of operation was a violation of the Permit.

Although it is EPA's goal to ensure NPDES facilities comply fully with their permits, the ultimate responsibility rests with the facility. We strongly encourage facilities to maintain full knowledge of the applicable NPDES requirements and other appropriate statutes, and to take all appropriate measures to ensure compliance.

For your information, I have enclosed a copy of the inspection report. If you have any questions regarding this letter or other matters related to your compliance with your NPDES permit or the CWA, please contact Dustan Bott, Compliance Officer, at (206) 553-5502.

Sincerely,



Edward J. Kowalski
Director

Enclosure

cc: Mr. Frank Whitefoot
Director of Facilities, Yakama Nation

Ms. Elizabeth Sanchey
Environmental Manager, Yakama Nation